

Message Text

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ACTION SCSE-00

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FM AMCONSUL ISTANBUL

TO SECSTATE WASHDC 5717

INFO AMEMBASSY ANKARA

UNCLAS ISTANBUL 3314

E.O. 11652: N/A

TAGS: CASC, TU (PAPAZIAN, DR. HRIPSY A.)

SUBJ: GUILTY VERDICT

REF: ISTANBUL 2399

1. SUMMARY: IN FINAL HEARING ON 29 NOVEMBER, PAPAZIAN FOUND GUILTY OF VIOLATING LAW RE PROTECTION OF TURKISH CURRENCY, SENTENCED TO CONFISCATION, FINE IN LIEU IMPRISONMENT, COURT AND PROSECUTION LEGAL EXPENSES. END SUMMARY.

2. FIRST MEDIUM PENALTY COURT OF BAKIRKOY ILCE ON 29 NOVEMBER 1974 FOUND SUBJECT GUILTY OF VIOLATION OF LAW FOR PROTECTION OF TURKISH CURRENCY, LAW NO. 1918, ANNEX NO. 2278, ARTICLE ONE, PARAGRAPH TWO. SENTENCE: SIX MONTHS' IMPRISONMENT(LESS TIME ALREADY SERVED), FINE OF 37,000 TURKISH LIRA (TL) FORFEITURE OF SEIZED GOODS (FOR WHICH SUBJECT CLAIMS TO HAVE PAID DOLS THREE THOUSAND), COURT EXPENSES OF 1405 TL, AND FEE OF LAWYER FOR PROSECUTING AGENCY (CUSTOMS) WHICH IS YET-UNDERTERMINED AMOUNT BETWEEN 800 TL AND 3700 TL.REMAINING PRISON SENTENCE COMMUTED INTO FINE OF 7200 TL. MAXIMUM TOTAL (INCLUDING CONFISCATION): DOLS 6560.

3. LAWYER FOR CUSTOMS HAS INDICATED INTENTION TO APPEAL DECISION, GROUNDS NOT CLEAR BUT BELIEVED TO BE CUSTOMS' CONTENTION THAT OFFENSE INVOLVED CUSTOMS LAWS, NOT CURRENCY LAW, I.E., DEFENDANT FAILED OBTAIN GOLD EXPORT LICENSE.

4. SUBJECTS OWN LAWYER AWAITING RECEIPT OF WRITTEN DECISION,
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WHICH BELIEVED MAILED TO HIM ON 4 DECEMBER. HE HAS ONE WEEK AFTER

RECEIPT TO FILE APPEAL.

5. ACTION REQUESTED: PLEASE INFORM SUBJECT OF DECISION, SUGGEST
SHE CABLE INSTRUCTIONS TO LAWYER RE APPEAL.
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Message Attributes

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Disposition Event:
Disposition History: n/a
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